

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

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UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 C.F.R. 1.53(b))

Attorney Docket No.	1733.1068-008
First Named Inventor or Application Identifier	James R. Dasch
Express Mail Label No.	EV 214947625 US

Title of Invention

METHOD OF MODIFYING THE RELEASE PROFILE OF SUSTAINED RELEASE COMPOSITIONS

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

ADDRESS TO: **Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

1. [X] Fee Transmittal Form <i>(Submit an original, and a duplicate for fee processing)</i>	6. [] Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
2. [X] Specification Total Pages [39] <i>(preferred arrangement set forth below)</i>	a. [] Computer Readable Form
- Descriptive title of the invention	b. [] Paper Copy (identical to computer copy)
- Cross References to Related Applications	[] Pages
- Statement Regarding Fed sponsored R & D	c. [] Statements verifying identity of above copies
- Reference to sequence listing, a table, or a computer program listing appendix	
- Background of the Invention	
- Brief Summary of the Invention	
- Brief Description of the Drawings <i>(if filed)</i>	
- Detailed Description	
- Claim(s)	
- Abstract of the Disclosure	
3. [X] Drawing(s) (35 U.S.C. 113) Total Sheets [8] [] Fig. of the Drawings for Publication [] [X] No Figure to be Published	7. [] Assignment Papers (cover sheet & documents) [X] Assignee - Alkermes Controlled Therapeutics, Inc. Cambridge, Massachusetts
4. [X] Oath or Declaration Total Pages [3]	8. [] Power of Attorney [] 37 C.F.R. 3.73(b) Statement
a. [] Newly executed (original or copy)	9. [] English Translation Document <i>(if applicable)</i>
b. [X] Copy from a prior application (37 C.F.R. 1.63(d)) <i>(for continuation/divisional with Box 17 completed)</i>	10. [] Information Disclosure Statement (IDS)/PTO-1449 [] Copies of IDS Citations
i. [] <u>DELETION OF INVENTOR(S)</u> Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. 1.63(d)(2) and 1.33(b).	11. [] Preliminary Amendment
5. [] CD-ROM or CD-R in duplicate, large table or Computer Program <i>(Appendix)</i>	12. [X] Return Receipt Postcard
	13. [] Small Entity Statement(s)
	14a. [] Foreign Priority Claim under 35 U.S.C. §119 or 365
	14b. [] Certified Copy of Priority Document(s)
	15. [] Nonpublication Request <i>(check parent application)</i>
	16. [X] Other <u>Remarks/Change of Correspondence Address</u> _____ _____

17. If a CONTINUING APPLICATION, check appropriate box; supply the requisite information.

[X] Continuation [] Divisional [] Continuation-in-part (CIP) of prior application No.: 10/400,162

Prior application information: Examiner: N/A Group Art Unit: 1654

The entire disclosure of the prior application is considered a part of the disclosure of the accompanying application and is hereby incorporated by reference.
(Add standard Related Applications section with incorporation by reference to specification or update same)

18. CORRESPONDENCE ADDRESS

NAME	Customer No. 021005 HAMILTON, BROOK, SMITH & REYNOLDS, P.C.			
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Signature	Susan M. Abelleira	Date	January 16, 2004
Submitted by Typed or Printed Name	Susan M. Abelleira	Reg. Number	42,252

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: James R. Dasch and M. Gary I. Riley

Continuation Application of

Application No.: 10/400,162

Filed: March 25, 2003

For: METHOD OF MODIFYING THE RELEASE PROFILE OF
SUSTAINED RELEASE COMPOSITIONS

Date: 1/16/04

EXPRESS MAIL LABEL NO. EV2149476254S

REMARKS/CHANGE OF CORRESPONDENCE ADDRESS

Mail Stop PATENT APPLICATION
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The above-captioned application is a continuation of application number 10/400,162 filed on March 25, 2003 to which priority is claimed under 35 U.S.C. §120.

The specification of the present application is substantially the same as that of the parent application. The related applications paragraph has been revised to include a specific reference to the parent application. No new matter has been added.

All of the claims from the parent application have been omitted. A new claim set is being presented herein for examination. A newly executed declaration under 37 C.F.R. 1.63 is not believed to be necessary under 37 C.F.R. 1.63(d) or 1.67(b).

Pursuant to 37 C.F.R. 1.63(d)(4), please note that a new Power of Attorney and a Notice of Change of Correspondence Address was submitted in parent Application No. 10/400,162. Please send all correspondence in the above-identified continuation application to: Customer

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No. 021005; Hamilton, Brook, Smith & Reynolds, P.C., 530 Virginia Road, P.O. Box 9133, Concord, Massachusetts 01742-9133. In addition, please direct all telephone calls to David E. Brook, Esq. at (978) 341-0036, and all facsimile communications to (978) 341-0136.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By Susan M. Abelleira
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Dated: January 16, 2004

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

FEE TRANSMITTAL FOR PATENT APPLICATIONS	Attorney Docket Number	1733.1068-008
	Application Number	
	First Named Inventor	James R. Dasch

CLAIM CALCULATION (includes any preliminary amendment)

CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
	TOTAL CLAIMS (37 CFR 1.16(c) or (j))	8 - 20* =	0	x \$ 18 =	\$ 0
	INDEPENDENT CLAIMS (37 CFR 1.16(b) or (i))	1 - 3** =	0	x \$ 86 =	\$ 0
	MULTIPLE DEPENDENT CLAIMS (if applicable) (37 CFR 1.16(d))			+ \$ 290 =	\$ 0
				BASIC FEE (37 CFR 1.16(a) or (h))	\$ 770
				Total of above Calculations =	\$ 770
				Reduction by 50% for filing by small entity (37 CFR 1.9, 1.27, 1.28) =	\$ 0
				TOTAL =	\$ 770
				Surcharge - Late Filing of Declaration or Filing Fees (37 C.F.R. 1.16(e)) =	\$
				Petition for Extension of Time Fee (37 C.F.R. 1.17) =	\$
				Assignment Recordation Fee = (only when filed with application)	\$
				[Other]	\$
	* Reissue claims in excess of 20 and over original patent ** Reissue independent claims over original patent			TOTAL =	\$ 770

1. Small entity status:

- a. A small entity statement is enclosed.
- b. A small entity statement was filed in the prior non-provisional application and such status is still proper and desired.
- c. Is no longer claimed.

2. A general authorization is hereby granted to charge deposit account number 08-0380 for any fees required under 37 CFR 1.16 and 1.17 in order to maintain pendency of this application. A copy of this authorization is enclosed for accounting purposes.

3. A check is enclosed for \$770. Please charge \$[] to Deposit Account No. 08-0380.

4. Other: _____

Signature	Susan M. Abelleira	Date	January 16, 2009
Submitted by Typed or Printed Name	Susan M. Abelleira	Reg. Number	42,252